

Serial No. 48973

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

APR 08 1985

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed..... Map filed APR 08 1985

The applicant FLOYD B. NETH AND SHIRLEY B. NETH

P.O. BOX 164 of PAHRUMP
Street and No. or P.O. Box No. City or Town

NEVADA, 89041 hereby make S application for permission to change the
State and Zip Code No.

POINT OF DIVERSION AND PLACE OF USE

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under PERMIT NO. 38085
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is UNDERGROUND WATER SOURCE
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed .057 c.f.s. (25 acre feet)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for IRRIGATION AND DOMESTIC
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for IRRIGATION AND DOMESTIC
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point within the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, T20S,
Describe as being within a 40-acre subdivision of public survey and by course and
R53E., M.D.M., Nye County from which the SOUTHWEST CORNER of said Section 3,
distance to a section corner. If on unsurveyed land, it should be stated.
bears South 25° 51' 53" West a distance of 541.46 feet.

6. The existing permitted point of diversion is located within within the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section
If point of diversion is not changed, do not answer.
28, T19S, R53E, M.D.M., Nye County, Nevada from which the EAST QUARTER CORNER
of said Section 28, bears North 48° 14' 05" East a distance of 1365.80 feet

7. Proposed place of use a portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, T20S, R53E, M.D.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M., Nye County, Nevada consisting of 5 acres

8. Existing place of use a portion of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 28, T19S, R53E,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
M.D.M., Nye County, Nevada, consisting of 5 acres
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from JANUARY 1 to DECEMBER 31 of each year.
Month and Day Month and Day

10. Use was permitted from JANUARY 1 to DECEMBER 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Existing 8" casing, 220 foot deep, with
State manner in which water is to be diverted, i.e. diversion structure, ditches,
a 3 hp pump and storage tank, (the static water level is 28') together with
pipes and flumes, or drilled well, etc. distribution system.

12. Estimated cost of works \$5000.00

13. Estimated time required to construct works 2 YEARS

14. Estimated time required to complete the application of water to beneficial use..... 5 YEARS

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

By s/ Floyd B Neth
P.O. BOX 164
PAHRUMP, NEVADA 89041

Compared sb/ se bl/bc

Protested

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby ^{deny} ~~grant~~ the same, subject to the following limitations and conditions:

This application is herewith denied on the grounds that the granting of this application would increase the potential pumpage draft on the Pahrump fan, thus causing an increase in the overdrafts and thereby adversely affecting existing water rights.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I..... PETER G. MORROS

State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 8th..... day of..... November.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19 85

[Signature]
State Engineer